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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CHEVRON CORP.,

Plaintiff,

v.

STEVEN DONZIGER, and others,

Defendants.

CASE NO. 12-mc-80237 CRB (NC)

**CHEVRON CORPORATION'S
~~PROPOSED~~ PROTECTIVE ORDER**

PROTECTIVE ORDER

1
2 1. WHEREAS, this Court has concluded that “[a]ll documents produced” by
3 Google and Yahoo! pursuant to third party subpoenas issued by Chevron on September 19,
4 2012, and this Court’s order of August 22, 2013, “will be subject to the terms of a protective
5 order” (Dkt. 70 at 33); and

6 2. WHEREAS, the parties to the underlying proceeding *Chevron Corp. v.*
7 *Donziger*, Case No. 11 Civ. 0691 (S.D.N.Y.) requested the adoption of a protective order
8 pursuant to Rule 26(c) of the Federal Rules of Civil Procedure to protect the confidentiality of
9 certain information disclosed in connection with discovery in that action; and

10 3. WHEREAS, United States District Judge Lewis A. Kaplan entered an order
11 establishing a protective order in the underlying proceeding on January 11, 2013 (Dkt. 723,
12 Case No. 11 Civ. 0691 (S.D.N.Y.), hereinafter the “SDNY Protective Order”) and requiring
13 the parties to the underlying proceeding, their representatives, agents, experts, and
14 consultants, and any other subject person to adhere to its terms;

15 4. NOW, THEREFORE, IT IS HEREBY ORDERED that the terms of the SDNY
16 Protective Order, which are incorporated herein by reference, shall govern all production of
17 documents or other information in response to the subpoenas that are at issue in the above-
18 captioned proceeding; and

19 5. IT IS FURTHER ORDERED that this Court shall retain continuing
20 jurisdiction to adjudicate disputes concerning whether designated material produced by
21 Google and Yahoo! pursuant to third party subpoenas issued by Chevron on September 19,
22 2012, and this Court’s order of August 22, 2013, should be treated as Confidential
23 Information under the SDNY Protective Order; and

24 6. IT IS FURTHER ORDERED that the parties to this proceeding, and their
25 representatives, agents, experts, and consultants, shall be bound by the terms of the SDNY
26 Protective Order, as specified herein; and

27 7. IT IS FURTHER ORDERED that all documents produced by Google and
28 Yahoo! pursuant to the subpoenas issued by Chevron on September 19, 2012, and this Court’s

1 order of August 22, 2013 (Dkt. 70), shall be designated "Confidential" pursuant to the SDNY
2 Protective Order, except that Chevron reserves its right to challenge any such designation
3 before this Court; and

4 8. IT IS FURTHER ORDERED that Chevron may use any document produced
5 by Google and Yahoo! pursuant to the subpoenas issued by Chevron on September 19, 2012,
6 and this Court's order of August 22, 2013 (Dkt. 70), for any purpose, subject to the terms,
7 conditions and restrictions of the SDNY Protective Order and further subject to any objections
8 to the relevance, authenticity or admissibility of any document, all of which objections are
9 expressly reserved.

10 **IT IS SO ORDERED.**

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12 DATED: September 11, 2013


13 HON. NATHANAEL M. COUSINS
14 UNITED STATES MAGISTRATE JUDGE
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